S.B. CRIMINAL REVISION PETITION NO.1232/2007
Sajjan Vs. Smt. Suman

DATE OF ORDER : 28.11.2007

HON'BLE MR. GOVIND MATHUR, J.

Mr. G.R. Punia, for the petitioner.
Mr. Vishnu Kachhawaha, Public Prosecutor.

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By this revision petition a challenge is given to the order dated 31.8.2007 passed by learned Addl. Chief Judicial Magistrate, Rajgarh (Churu) accepting the application preferred by respondent Smt. Suman claiming interim maintenance. By the order impugned learned court below allowed temporary maintenance in a tune of Rs.1,000/- per month from the date of submitting application by reaching at the conclusion that in the prevailing circumstances it shall not be possible for the applicant to stay with her husband.

The contention of learned counsel for the petitioner is that the respondent Smt. Suman is under pressure of her father, and therefore, she is not coming forward to stay with her husband. An affidavit in this regard is also placed on record sworn in by Smt. Manohari Devi and also by certain other persons.

I have considered the order impugned as well as the other

documents placed on record. Learned Addl. Chief Judicial Magistrate while granting interim maintenance to the respondent Smt. Suman on basis of the available evidence reached at a specific conclusion that the applicant Suman is residing separately under compulsion and looking to prevailing circumstances it shall not be appropriate for her to remain with her husband. The finding given by the court below does not warrant any interference in revisional jurisdiction of this Court. Thus, the revision petition is dismissed.

(GOVIND MATHUR),J.

J.G.